



## THE STATE OF NEVADA

### PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: MICHAEL B. STEWART LIVING TRUST DATED 4/2/91  
Source: UNDERGROUND  
Basin: WARM SPRINGS VALLEY  
Manner of Use: IRRIGATION  
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST  
Priority Date: 02/28/1972

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#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 78714, is issued subject to the terms and conditions imposed in said Permit 78714 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with an opening for measuring depth to water that meets the requirements of NAC 534.430. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion, and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued for the irrigation of 13.75 acres within the described place of use.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **not to exceed 0.3928 cubic feet per second and 55.0 acre-feet annually, and is limited to 4.0 acre-feet per acre from all sources.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

**Filed under 87561 on January 10, 2020**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

**March 12 2023**

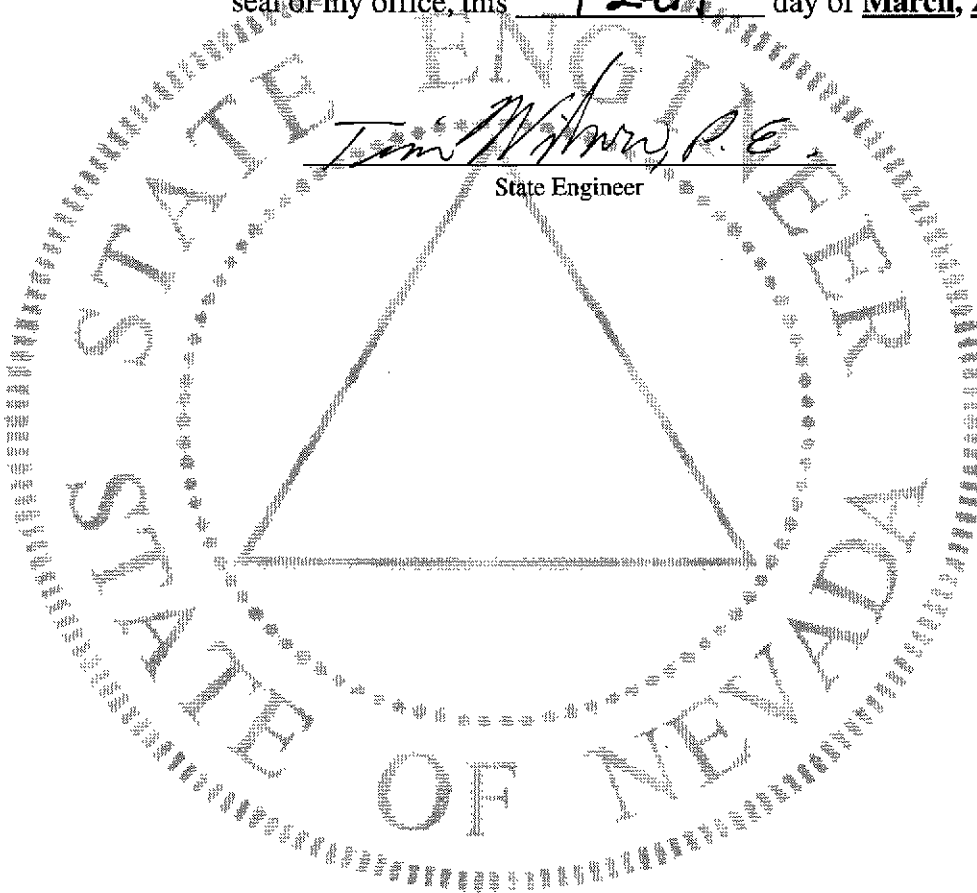
Map in support of proof of beneficial use shall be filed on or before:

**March 12 2023**

IN TESTIMONY WHEREOF, I, TIM WILSON, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 12th day of **March, 2020**

  
State Engineer



**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<b>NOV 20 2019</b>
Returned to applicant for correction _____	
Corrected application filed _____	Map filed <u>May 29, 2002 Under 68844T</u>

The applicant MICHAEL B. STEWART LIVING TRUST DATED 4/2/1991  
250 CHISM STREET of RENO  
Street Address or PO Box City or Town  
NEVADA 89503  
State and ZIP Code E-mail Address

hereby make(s) application for permission to change the

☒ Point of diversion      ☐ Place of use      ☐ Manner of use      ☐ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

*SEE QUESTION 15 TAW*

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 2019 NOV 20 AM 9:50  
 STATE ENGINEER'S OFFICE

1. The source of water is UNDERGROUND  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 55.00 ACRE FEET 0.3928 CFS  
Give diversion rate in cubic feet per second (CFS) AND duty in acre-feet annually (AFA).
3. The water to be used for IRRIGATION AND DOMESTIC  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
4. The water heretofore used for IRRIGATION AND DOMESTIC  
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
SW4 NE4 OF SECTION 8, T.22N., R.21E., M.D.M. AT A POINT FROM WHICH THE NW CORNER OF SAID SECTION 8 BEARS N 54°28'00"W, 4,600.00' WELL WT-1. SEE MAP SUPPORTING APPLICATION 68844T.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
SW4 NE4 OF SECTION 8, T.22N., R.21E., M.D.M. AT A POINT FROM WHICH THE NW CORNER OF SAID SECTION 8 BEARS N 64°35'19"W, 3,312.50' WELL WT-6. SEE MAP SUPPORTING APPLICATION 68844T.

*6-84 wa*

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

13.75 ACRES WITHIN THE SW4 NE4, SE4 NE4 OF SECTION 8, AND NW4 NW4, NE4 NW4, SW4 NW4, SE4 NW4, SW4 NE4 AND SE4 NE4 OF SECTION 9, ALL IN T.22N., R.21E., M.D.M. SEE MAO SUPPORTING APPLICATION 66287T.

62887T

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

13.75 ACRES WITHIN THE SW4 NE4, SE4 NE4 OF SECTION 8, AND NW4 NW4, NE4 NW4, SW4 NW4, SE4 NW4, SW4 NE4 AND SE4 NE4 OF SECTION 9, ALL IN T.22N., R.21E., M.D.M. SEE MAO SUPPORTING APPLICATION 66287T.

62887T

9. Proposed use will be from JANUARY 1 to DECEMBER 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from JANUARY 1 to DECEMBER 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

EXISTING WELL, PUMP AND DISTRIBUTION SYSTEM

12. Estimated cost of works COMPLETED

13. Estimated time required to construct works COMPLETED

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 3 YEARS

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

THIS WATER WILL BE PLACED TO USE IN FIELDS OWNED BY FAHNESTOCK ENTERPRISES, INC. THIS APPLICATION WOULD CHANGE THE POINT OF DIVERSION OF PERMIT 78714 FROM WT-6 TO WT-1.

16. Miscellaneous remarks:

A WATER RIGHTS AGREEMENT BETWEEN THE MICHAEL B. STEWART LIVING TRUST AND FAHNESTOCK ENTERPRISES HAS BEEN EXECUTED AND ATTACHED TO PERMIT 78714. THIS AGREEMENT REMAINS IN EFFECT.

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E-mail Address

775 747-8550

Phone No.

361

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

George G. Lindesmith PLS/WR8

Type or print name clearly

Signature, applicant or agent

Summit Engineering Corp.

Company Name

5405 Mae Anne Avenue

Street Address or PO Box

REno, NV 89523

City, State, ZIP Code